

res estimate: juste, quantum ad utilitatem
possidentis refertur,
et tantum juste valet, quantum sine fraude vendi
potest.

Omnis translatio facta libera voluntate dominorum
juste fit";
Johannes Buridanus, *Quæstiones super decem libros
Ethicorum*

Aristotelis, v, 23; " Si igitur rem suam sic alienat,
ipse secundum

suam estimationem non damnificatur, sed lucratur;
igitur non

injustum patitur." Both, writers are discussed by
Schreiber (of. cit.,

pp. 161-71 and 177-91). The theory of Buridanus
appears extra-

ordinarily modern; but he is careful to emphasize
that prices

should be fixed " secundum utilitatem et
necessitatem totius com-

munitatis," not *' penes necessitatem ementis vel
vendentis."

⁵³ St. Antonino, *Summa Theologica*, pars ii, tit. i,
cap. viii, § i,

and cap. xvi, § iii. An account of St. Antonino's theory
of prices

is given by Ilgner, *Die volkswirtschaftlichen
Anschaungen Antonins*

von Florenz, chap, iv; Jarrett, *St. Antonino and
Medieval Economics* ;

and Schreiber, *op. cit.*, pp. 217-23. Its interest
consists in the

attempts to maintain the principle of the just price,
while making

allowance for practical necessities.

⁶⁴ Henry of Langenstein, *Tractatus bipartitus de
contractionibus*

emptionis et venditionis, i, n, 12 (quoted Schreiber,
op. cit., pp. 198-

200).

⁵⁵ For these examples see *Cal. of Early Mayor's
Court Rolls of*

the City of London, ed. A. H. Thomas, pp. 259-60;
Records of the

City of Norwich, ed. W. Hudson and J. C. Tingey, vol. i,
1906,

p. 227; *Cal. of Early Mayor's Court Rolls*, p. 132 ; J.
M. Wilson,

The Worcester Liber Albus, 1920, pp. 199-200, 212-13.
The question

of the legitimacy of rent-charges and of the profits of
partnership

has been fully discussed by Max Neumann,
Geschichte des Wuchers

in Deutschland (1865), and by Ashley, *Economic
History*. See also

G. O'Brien, *An Essay on Medieval Economic Teaching*
(1920), and

G. G. Coulton, *An Episode in Canon Law* (in *History*,
July 1921),

where the difficult question raised by the Decretal
Naviganti is
discussed.

⁵⁶ *Bernardi Papiensis Summa Decretalium* (ed, E. A.
D. Las*
peyres, 1860), lib. v, tit. xv.

⁵⁷ *E.g.*, ^Egidius Lessinus, *De Usuris*, cap. ix, pt.

ii|: " Etiam res

futura* per tempora non sunt tantae estimationis, sicut
esedem collectae

in instanti, nee tantam utilitatem inferunt

possidentibus, propter

quod oportet, quod sint minoris estimationis

secundum justitiam."

⁵⁸ O'Brien (*op. cit.*) appears, unless I
misunderstand him, to
take this view.

⁵⁹ *Politics*, I, iii, *ad fin.* 1258*. See *Who said*
Barren Metal?"

by E. Carman, W. D. Ross, etc., in *Economica*, June
1922, pp. 105-7.

⁶⁰ Innocent iv, *Apparatus*, lib. v, *De Usuris*.

⁶¹ For Italy, see Arturo Segre, *Storia del*
Commercio, vol. i,